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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kevin J. Tracey et al.  
Serial No. : 09/118,388  
Filed : July 17, 1998  
For : COMPOUNDS AND COMPOSITIONS FOR TREATING TISSUE  
ISCHEMIA  
Examiner : Robert Gerstl  
Group Art Unit : 1613

"Express Mail" mailing label No. EL 900663168 IJS

Date of Deposit: December 13, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Name: Elie H. Gendloff

Signature: Elie H. Gendloff

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*Hanner*  
*1/2/02*  
*OE*

**AMENDMENT UNDER 37 C.F.R. 1.116**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

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This Amendment is submitted in response to the Office Action issued on October 17, 2001 in connection with the above-identified application. A response to the Office Action is due on January 17, 2002. Accordingly, this Amendment is being timely filed. Additionally, since this response is filed within two months of the date of the Office Action, applicants assert that the shortened statutory period expires as provided in the third paragraph on page 2 of the October 17, 2001 Office Action.

Please amend the above-identified application as follows:

IN THE CLAIMS:

Please cancel claim 30.

Please amend claims 1 and 28 to read as follows:

*3*